

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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**CWP-3056-2020 (O&M).
Date of decision: 17.11.2022.**

Chaman Lal

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Tajinder Pal Singh Makkar, Advocate,
for the petitioner.

Mr. Saurav Verma, Addl. A.G. Punjab.

VINOD S. BHARDWAJ. J (ORAL)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, seeking issuance of directions to the respondents to make payment of work executed by the petitioner.

Learned counsel appearing on behalf of the petitioner contends that the petitioner had executed various works assigned to him without any complaint. He was allocated the work of reconstruction/rehabilitation of Arni Wala Disty from RD 0-40630 (slice RD 0-20000) vide work order No.13 dated 22.03.2016. He contends that even though

the Department released the payment of this work but the payment qua the work of Desilting of 20439 cubic meter has not been released to the petitioner despite its completion and an entry having been duly recorded in the measurement book at MB-362 page No.1 to 24, Item No.21. He submits that various representations were submitted to the petitioner for making the payment, however, the needful has not been done so far. Consequently, a legal notice was also sent by the petitioner to the respondents which failed to evince response compelling the petitioner to approach this Court.

Pursuant to the order passed by this Court, a status report filed by way of affidavit of Mr. Sukhjit Singh Randhawa, Executive Engineer, Abohar Canal Division, Abohar - respondent No.3, today in the Court is taken on record. A copy thereof has been furnished to the learned counsel for the petitioner.

It has been specifically acknowledged in the aforesaid status report that the work in question was duly executed by the petitioner and also stands verified by the Sub Divisional Officer Muktsar Canal Sub Division, Sri Muktsar Sahib. It has been submitted that the bill has thereafter been forwarded to the Treasury Office, Abohar on 11.11.2022, for a sum of Rs.9,67,599/- towards payment and that the same shall be released shortly .

Learned State counsel, on instructions from Superintendent Shubhkaran, submits that the payment in question shall positively be released within a period of 02 weeks from today. It is further noticed that work in question was allotted in the year 2016. Further, even though the

bill in question was submitted then, however, the same has been forwarded to the Treasury Office only on 11.11.2022. No reason has been stated in the aforesaid status report that any dispute existed qua the satisfactory execution of the aforesaid work or not. No reasons have been set forth as to why the due payment had not been forwarded for release in favour of the petitioner. Resultantly, the respondents shall also pay interest @ 6% per annum from the date of filing of the present petition on the aforesaid amount due till its actual disbursement.

The present petition is disposed of in above terms.

November 17, 2022
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No